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19870504

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MAY 4, 1987
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:03 p.m. A quorum was not present. A quorum was present at 2:04 p.m. Mayor O'Connor adjourned the meeting at 4:24 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-excused by R-268604
(vacation)
- (4) Council Member Jones-excused by R-268449
(illness)
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Ballesteros-present
- Clerk-Abdelnour (eb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-not present
- (4) Council Member Jones-not present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-not present
- (8) Council Member Ballesteros-not present

ITEM-10: INVOCATION

Invocation was given by Rabbi Aaron Gottesman, The Jewish Fellowship Center.

FILE LOCATION: MINUTES

May-4-1987

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Wolfsheimer.

FILE LOCATION: MINUTES

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

2/24/87 Special Night Meeting

3/23/87 Adjourned

3/23/87 Special Night Meeting

3/24/87

3/30/87

3/31/87

3/31/87 Special with the Redevelopment Agency

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A119-122.)

MOTION BY McCARTY TO APPROVE. Second by Struiksma. Passed by
the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not
present, Jones-not present, Struiksma-yea, Gotch-yea,
McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-31: (R-87-2195) ADOPTED AS RESOLUTION R-268245

Acknowledging the special contributions made to small
business by the Small Business Development Center of the
Greater San Diego Chamber of Commerce; commending the
Center's continuing efforts to assist in the development of
San Diego small businesses.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A123-136.)

MOTION BY STRUIKSMA TO ADOPT. Second by Cleator. Passed by the
following vote: Wolfsheimer-yea, Cleator-yea, McColl-not
present, Jones-not present, Struiksma-yea, Gotch-yea,
McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-32: PRESENTED

The matter of a Status Report from the City Manager
regarding drug and gang activities.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A137-368.)

ITEM-33: DENIED HEARING

Matter of the request of Pacific Coast Advertising Graphics, Inc., by Jerry Swanger, for a hearing of an appeal from the decision of the Board of Zoning Appeals in denying a requested variance to erect a 3'0" by 15'7" single faced monument (electric) sign to observe a 0'0" front yard where 25'0" is required. The subject property is described as Lots 14 thru 18, Mark II Industrial Park, Map-9310, and is located at 9474 and 9524 Kearny Villa Road, in Zone M-1B, in the Mira Mesa Community Plan area. (Case C-19432. District-5.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: ZONE Zoning Appeals Case C-19432

COUNCIL ACTION: (Tape location: A368-440.)

MOTION BY STRUIKSMA TO DENY THE REQUEST FOR A HEARING OF THE APPEAL. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-34: DENIED HEARING

Matter of the request of Balboa Village Associates, by James Fleming, for a hearing of an appeal from the decision of the Board of Zoning Appeals in denying a request to construct a 10'0" by 20'0" (200 square foot) ground sign observing a 10'0" front yard, where a maximum 150 square foot sign observing a 25'0" front yard is permitted. The subject property is described as Lots 1 & 2, Hatch Mathews, Tract 1, Map-3791, and is located at 4411 Mercury Street, in Zone M-1A, in the Serra Mesa Community Plan area. (Case C-19478. District-5.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: ZONE Zoning appeals Case C-19478

COUNCIL ACTION: (Tape location: A440-465.)

MOTION BY STRUIKSMA TO DENY THE REQUEST FOR A HEARING OF THE APPEAL. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

*** ITEM-50: (O-87-172) ADOPTED AS ORDINANCE O-16851 (New Series)**

Amending Chapter VI, Article 6, Division 1, of the San Diego Municipal Code by amending Section 66.0125, relating to Refuse Disposal Fees, to revise the fee schedules for disposal of nonresidential refuse at City refuse disposal sites.

(Introduced on 4/20/87. Council voted 7-0. Districts 5 and 8 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A500-516.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

*** ITEM-51: (O-87-173) ADOPTED AS ORDINANCE O-16852 (New Series)**

Amending Section 1 of Ordinance O-16109 (New Series), adopted January 3, 1984, incorporating a portion of Section 35, Township 14 South, Range 3 West, S.B.B.M., located on the north side of Mira Mesa Boulevard, west of Parkdale Avenue, into R1-5000 Zone; extension of time to February 2, 1990.

(Case-86-1034/EOT1. Mira Mesa Community Area. District-5. Introduced on 4/20/87. Council voted 7-0. Districts 5 and 8 not present.)

FILE LOCATION: ZONE Ord. No.

COUNCIL ACTION: (Tape location: A500-516.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

*** ITEM-52: (O-87-190) ADOPTED AS ORDINANCE O-16853 (New Series)**

Setting aside and dedicating a portion of Section 34, Township 16 South, Range 2 West, S.B.M., for a public park. (Mid-City Community Area. District-3. Introduced on 4/20/87. Council voted 7-0. Districts 5 and 8 not

present.)

FILE LOCATION: DEED F-3880 DEEDFY87-1

COUNCIL ACTION: (Tape location: A500-516.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by Gotch. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-53: (O-87-176) ADOPTED AS ORDINANCE O-16854 (New Series)

Authorizing the City Manager to execute an agreement with the U.S. Fish and Wildlife Service restricting use of land for the First San Diego River Improvement Project (FSDRIP) and to execute Permit No. 84-132-AA with the U.S. Fish and Wildlife Service and Agreement Permit No. V-84-1 with the California Department of Fish and Game.

(Mission Valley Community Area. District-5. Introduced on 3/30/87. Council voted 7-0. District 7 and Mayor not present.)

Aud. Cert. 8700739.

FILE LOCATION: STRT D-2256

COUNCIL ACTION: (Tape location: A500-516.)

CONSENT MOTION BY STRUIKSMA TO DISPENSE WITH THE READING AND ADOPT. Second by Gotch. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-54: (O-87-192) INTRODUCED, TO BE ADOPTED MAY 18, 1987

Introduction of an Ordinance to delay the effective date of Sections 5 and 6 of Ordinance O-16815 (New Series) adopted February 23, 1987, relating to Business Taxes, until August 1, 1987.

CITY MANAGER REPORT: The new Business Tax Ordinance currently has an effective date of June 1, 1987. Due to difficulties in bringing the Treasurer's Tax System into conformance with State regulations, as well as unexpectedly long times required by the printer to complete new forms, it is necessary to delay the effective date of the ordinance until August 1, 1987. This will give staff and the printer sufficient time to complete and test the new forms prior to mailings in early July.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A516-529.)

CONSENT MOTION BY CLEATOR TO INTRODUCE. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea,
McColl-not present, Jones-not present, Struiksmayea, Gotch-yea,
McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-55: (O-87-230) INTRODUCED, TO BE ADOPTED MAY 18, 1987

Introduction of an Ordinance amending Chapter V, Article 5,
of the San Diego Municipal Code by amending Appendix 1-A,
relating to the Uniform Fire Code Amended.

CITY MANAGER REPORT: In February 1984, the City Council
adopted the 1982 edition of the Uniform Fire Code. During the
adoption process, Sections (D) and (E) of Appendix 1A were
inadvertently omitted. The City Attorney's office has recently
requested that these sections be submitted for inclusion in the
Uniform Fire Code.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A516-529.)

CONSENT MOTION BY CLEATOR TO INTRODUCE. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea,
McColl-not present, Jones-not present, Struiksmayea, Gotch-yea,
McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-100:

Two actions relative to awarding contracts:

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Subitem-A: (R-87-2003) ADOPTED AS RESOLUTION R-268246

San Diego Blueprint Co. for printing and folding service of
plans, as may be required for a period of one year
beginning October 1, 1986 through September 30, 1987, for a
total estimated cost of \$22,776, with an option to renew
the contract for an additional one-year period with an
escalation not to exceed 5 percent of prices in effect at
the end of the prior year. (BID-7440)

Subitem-B: (R-87-2000) ADOPTED AS RESOLUTION R-268247

For the purchase of fire hoses with couplings for an actual
cost of \$44,266.83, including tax, as follows: (BID-7916)

1. L. N. Curtis and Sons for Items 1 and 2;
2. Halprin Supply Company for Items 3-8.

Aud. Cert. 8700842.

FILE LOCATION: MEET CONFY87-3

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-101:

Two actions relative to the Construction of Water and Sewer Main Replacement Group 461:
(Southeast San Diego Community Area. District-4.)

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Subitem-A: (R-87-2006) ADOPTED AS RESOLUTION R-268248

Inviting bids for the Construction of Water and Sewer Main Replacement Group 461 on Work Order No. 180071/170111; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of an amount not to exceed \$1,476,188 (\$1,109,166 from Water Revenue Fund 41502, CIP-73-083, Annual Allocation - Main Replacement and \$367,022 from Sewer Revenue Fund 41506, CIP-44-001, Annual Allocation - Main Replacements) for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-8072)

Subitem-B: (R-87-2007) ADOPTED AS RESOLUTION R-268249

Authorizing the City Manager to do by City Forces all the work to make connections and perform operational checks as required in connection with the Construction of Water and Sewer Main Replacement Group 461; declaring the cost of said work shall not exceed \$142,000.

CITY MANAGER REPORT: This project consists of construction of 10,864 feet of 16, 12, 8, 6, and 4-inch water mains to replace existing deteriorated and undersized cast iron mains and construction of 1,758 feet of 15 and 8-inch sewer mains to replace existing concrete mains in Southeast San Diego.

Aud. Cert. 8700574.

WU-P-87-095.

FILE LOCATION: W.O. 180071/170111 CONFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-102: (R-87-2005) ADOPTED AS RESOLUTION R-268250

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Inviting bids for the paving of parking areas at San Diego Jack Murphy Stadium on Work Order No. 119006; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$128,000 from Stadium Operations Fund 10330 for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-8071)

(Mission Valley Community Area. District-5.)

CITY MANAGER REPORT: On December 15, 1986, by City Council Resolution R-267232, the City Council authorized the expenditure of up to \$1,200,000 for the San Diego Stadium Parking Lot Resurfacing and Restriping project. Due to an extremely low bid, \$128,000 will be unexpended from the original \$1,200,000. As a result of the savings, it is now recommended that additional parking areas at the Stadium, which are not presently paved, be paved. These areas, which total approximately 305,000 square feet, are the employee/overflow lot on the northside of Friars Road and the overflow lot adjacent to the practice field. Although these areas are not paved or striped, Stadium customers are still charged the normal parking fees. This situation has resulted in some complaints and does not allow the maximum number of cars to be parked because it is not striped. It is estimated that the paving and the subsequent striping, to be done by a separate contract, will permit approximately 200 additional cars to be parked at the Stadium. This will reduce the number of parking complaints and provide additional revenues to the Stadium.

Aud. Cert. 8700841.

FILE LOCATION: W.O. 119006 CONTFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea,

McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-103: (R-87-2002) ADOPTED AS RESOLUTION R-268251

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Inviting bids for the Removal of Architectural Barriers for the Handicapped - Contract 25 on Work Order No. 118945; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of an amount not to exceed \$123,200 (\$74,514.34 from CDBG Fund 18520, Dept. 5815, Org. 1501, CIP-52-243, Architectural Barriers Removal - Downtown and Various Locations City-wide, \$14,641.63 from CDBG Fund 18519, Dept. 5715, Org. No. 1501, CIP-52-243, Architectural Barriers Removal - Downtown and Various Locations; \$21,344.03 from CDBG Fund 18517, Dept. 5990, Org. 9002, CIP-52-243; \$12,700 from Capital Outlay Fund 30245, CIP-58-007, Annual Allocation Overhead and Other City Costs for Federal Grants) for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-8051)

(Centre City Community Area. District-8.)

CITY MANAGER REPORT: This project will install pedestrian ramps at various intersections in the community area of Centre City. The ad hoc committee to the Engineering and Development Department for the removal of architectural barriers was consulted and the specific area of placement of pedestrian ramps was determined by and coordinated with this committee. Aud. Cert. 8700823.

FILE LOCATION: W.O. 118945 CONTFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-104:

Two actions relative to Fairbanks Country Club Unit No. 7:
(San Dieguito River Basin Community Area. District-1.)

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Subitem-A: (R-87-2129) ADOPTED AS RESOLUTION R-268252

Authorizing the execution of an amendment to the subdivision improvement agreement for Fairbanks Country Club Unit No. 7, to provide for the substitution of First City - Great American for Watt Industries/San Diego, Inc. as subdivider; declaring that the public improvements to be constructed pursuant to the aforementioned subdivision agreement shall be completed by First City - Great American, as provided in the amendment to subdivision improvement agreement; accepting as sureties Bond No. NA-100405 and Bond No. NA-100406 issued by National Indemnity Company in the amount of \$689,070 and \$922,740, respectively for the required improvements in the subdivision; releasing Bond No. OC-300853 and Bond No. OC-300852 issued by Fremont Indemnity Company, in the amount of \$689,070 and \$922,740, respectively.

Subitem-B: (R-87-2130) ADOPTED AS RESOLUTION R-268253

Granting an extension of time to December 1, 1988 to First City - Great American, subdivider, to complete the improvements required in Fairbanks Country Club Unit No. 7.

CITY MANAGER REPORT: On February 11, 1985, the City entered into an agreement with Watt Industries/San Diego, Inc. for the construction of public improvements for Fairbanks Country Club Unit No. 7. The agreement expired on February 11, 1987. The property is now owned by First City - Great American. The new owner has signed an amended agreement to assume all of the obligations of the original subdivider and complete the required work. The amended agreement also provides for an extension of time to complete the work to December 1, 1988. The new subdivider has provided performance bonds for the same amount as the original bonds, in the amount of \$1,611,810. The amended agreement and time extension are in accordance with Council Policy 600-21. It is recommended that the time extension be granted since the improvements to be delayed are not necessary to serve adjacent developments or the general public.

FILE LOCATION: SUBD Fairbanks Country Club Unit No. 7
CONTFY87-1

COUNCIL ACTION: (Tape location: B018-033.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-105: (R-87-2166) ADOPTED AS RESOLUTION R-268254

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Resolution of Intention to acquire a 3.75-acre parcel of land in the proposed Park District No. 20 - Bluebird Canyon Assessment District No. 4017 pursuant to the San Diego Park District Procedural Ordinance of 1969; describing the District to be benefited by said acquisition and to be assessed to pay the cost and expense thereof; giving preliminary approval of the Engineer's Report; determining and declaring that bonds shall be issued under the Improvement Act of 1911 to represent unpaid assessments; providing for the use of any surplus amount remaining in the improvement fund after acquisition.

(La Jolla Community Area. District-1.)

CITY MANAGER REPORT: On December 15, 1986, Council accepted the property owner petition for the acquisition of Parcel 1, Parcel Map PM-14157 (a.k.a. Bluebird Canyon) as dedicated open space through the assessment district process. The estimated cost to acquire the 3.75 acre parcel is as follows:

Acquisition	\$485,000
Incidental Costs	45,000
TOTAL:	\$530,000

The City has agreed to contribute the incidental costs to the assessment district. The acquisition cost is proposed to be spread to 13 parcels which overlook the canyon and would receive a special benefit from its acquisition. Development permits for a single family residence have been obtained by the owner, and such construction would affect the view of all parcels. The preservation of the entire canyon and its wildlife would also be a benefit to these parcels.

FILE LOCATION: STRT D-2261

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-106:

Two actions relative to the vacation of the westerly excess portion of 28th Street north of Broadway:
(Greater Golden Hill Community Area. District-4.)

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Subitem-A: (R-87-2092) ADOPTED AS RESOLUTION R-268255

Vacating the westerly excess portion of 28th Street north of Broadway and adjacent to Lot 48, Block 57 of H.M. Higgins Addition, Map-309, under the procedure for the summary vacation of streets; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; declaring that the easement reserved herein is in, under, over, upon, along and across that portion of 28th Street vacated.

Subitem-B: (R-87-2144) ADOPTED AS RESOLUTION R-268256

Approving the acceptance by the City Manager of a drainage easement deed of Walter T. Schwerin and Pamela S. Hugenroth, granting to the City easements for drainage purposes in a portion of Lot 48, Block 57 of H. M. Higgins Addition, Map-309.

CITY MANAGER REPORT: The subject vacation has been requested by the abutting property owner in order to utilize the excess right-of-way for future development with Lots 44-48 of Block 57, H.M. Higgins Addition, Map-309. The adjacent property and subject vacation are located within Subarea 7 of the Greater Golden Hills Planned District. Development in Subarea 7 allows 1 unit per 1,000 square feet or 1 unit per 600 square feet under the density bonus program. The area of vacation is 2,240 square feet and would increase development rights on the adjoining property by 2 additional residential units for a total of 16 units without a density bonus or 4 units for a total of 27 units with a density bonus. The Planning Department has no objection to the subject vacation and the Planning Commission recommended approval by a 7-0 vote on January 9, 1987. The area of vacation is excess right-of-way and contains a drainage facility for which an easement is to be reserved. In addition, the applicant is to grant additional right-of-way that will widen the drain easement as it traverses the applicant's property. 28th Street is a fully improved, 52-foot wide right-of-way. Following the 16-foot vacation, an 84-foot wide right-of-way will remain which is adequate for the future widening of 28th Street to a 4-lane collector street. Staff review has indicated that the right-of-way to be vacated is no longer needed for present or prospective public use and may be summarily vacated.

FILE LOCATION:

Subitem-A DEED F-3881 STRT J-2650,

Subitem-B DEED F-3882 DEEDFY87-2

COUNCIL ACTION: (Tape location: B033-062.)

MOTION BY CLEATOR TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-107: (R-87-2141) ADOPTED AS RESOLUTION R-268257

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Approving the acceptance by the City Manager of a street easement deed of Midway-Frontier Development Company, granting to the City an easement for public street purposes in a portion of Pueblo Lot 276; dedicating the same as and for a public street and naming the same Houston Street. (Midway Community Area. District-2.)

FILE LOCATION: DEED F-3883 DEEDFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-108: (R-87-2183) ADOPTED AS RESOLUTION R-268258

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Approving the acceptance by the City Manager of a street easement deed of Village Properties, granting to City an easement for public street purposes in a portion of Parcel 4 of Parcel Map PM-14460; dedicating said land as and for a public street, and naming the same Del Mar Heights Road. (North City West Community Area. District-1.)

FILE LOCATION: DEED F-3884 DEEDFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-109: (R-87-2143) ADOPTED AS RESOLUTION R-268259

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Approving the acceptance by the City Manager of a grant deed of California Metal Forming, Inc., granting to the City all of Lots 25, 26, 27 and 28, Block 127, San Diego Land and Town Company's Addition, Map-379; authorizing the expenditure of an amount not to exceed \$360,000 from 1986 and 1987 Block Grant Funds (\$260,000 - Fund 18522, Dept. 5863, Org. 6309, and \$100,000 - Fund 18523, Dept. 5633, Org. 3301) for the acquisition of the above-described property.

(Barrio Logan Community Area. District-8.)

CITY MANAGER REPORT: 1986 and 1987 Community Development Block Grant Funds have been allocated for the purpose of providing landscaped parking lots for the Barrio Station and Barrio Youth Center Swimming Pool. These facilities, located in Barrio Logan, are in the 2100 Block of Newton Avenue. The property now being acquired on the southwest corner of National Avenue and Sampson Street, is occupied by a Metal Forming Company, four small rental units, an abandoned gas station and junkyard. The site is directly north of the Barrio Station and when fully improved, will provide space for 90 automobiles. The Property Department herewith requests authorization of funds not to exceed \$360,000 to acquire this 14,000 square foot parcel from the present owners, to assist in relocating the present occupants, and subsequently to demolish the surface structures. Aud. Cert. 8700835.

FILE LOCATION: DEED F-3885 DEEDFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-110: (R-87-2103 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-268260

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Changing the name of Milly Way, located between Camino Del Rio North and Camino Del Rio South, to Mission City Way; authorizing the installation of the necessary signs and markings.

(Mission Valley Community Area. District-5.)

CITY MANAGER REPORT: The applicant, M. V. Associates, has submitted a petition signed by all of the abutting property owners requesting the street name change of Milly Way to Mission

City Way. All of the affected property owners are in agreement to the subject name change. Milly Way presently exists easterly of Interstate 805 as a collector street that spans across Interstate 8 connecting Camino Del Rio North and Camino Del Rio South. The resulting name change will not affect the addressing of the adjoining properties. All costs associated with processing the name change, including installation of the new street signs, have been paid by the petitioners and deposited in the general fund. Staff recommends approval of the subject street name change. The street name change has been processed in accordance with Council Policy 600-12.

FILE LOCATION: DEED F-3886 DEEDFY87-1

COUNCIL ACTION: (Tape location: B062-096.)

MOTION BY STRUIKSMA TO AMEND TO CHANGE THE NAME TO MISSION CITY PARKWAY AND ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-111: (R-87-2196) ADOPTED AS RESOLUTION R-268244

19870504

Acknowledging the many fine accomplishments achieved by students attending Patrick Henry High School; commending the Patrick Henry High School students, past and present, teachers, administrators and community volunteers for constantly striving for and achieving excellence in academic and related matters.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-112: (R-87-2149) ADOPTED AS RESOLUTION R-268261

19870504

Excusing Council Member Celia I. Ballesteros from attending the Council meetings of the week of April 20 through 24, 1987 for the purpose of vacation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-113: (R-87-2164) ADOPTED AS RESOLUTION R-268262

19870504

Directing the City Manager to provide the use of the City of San Diego's "Showmobile" (21 feet x 20 feet vehicle) in support of a Cinco de Mayo day program, to be held between 2:00 p.m. and 4:00 p.m. on May 5, 1987 at Martin Luther King Jr. Elementary School, located at 415 31st Street. (Southeast San Diego Community Area. District-4.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-114: (R-87-1940) ADOPTED AS RESOLUTION R-268263

19870504

Directing the City Manager to provide the use of the City's largest Showmobile vehicle plus an 18-foot flatbed truck for pickup and return of materials and equipment in support of the Linda Vista Multi-Cultural Fair to be held on August 22, 1987; directing the City Manager to provide, in connection with the above event, all necessary permits to close a portion of Linda Vista Road consisting of .2 miles between Ulric and Comstock Streets for the event on August 22, 1987; directing the City Manager to ascertain and ensure that the City of San Diego is held free and harmless from liability in connection with the conduct of the above specified event, including the handling and possession of such private property.

(Linda Vista Community Area. District-5.)

CITY MANAGER REPORT: The people of Linda Vista annually celebrate both their unity and diversity by holding the Linda Vista Multi-Cultural Fair. This event is a very important aspect of America's Finest City Week activities, and is expected to attract over 6,000 people. The assistance of the Park and

Recreation Department is requested to provide:

1. The largest department Showmobile which can hold 20 dignitaries
 - a. August 22, 1987
 - b. Set up on site before 8:00 a.m. and to be removed after 7:00 p.m.
 - c. The site is located .2 miles between Ulric and Comstock Streets
2. Park Department "Earth Ball" for use by the children in the adjacent grassy area between the hours of 1:00 p.m. and 5:00 p.m.
3. Use of the 18-foot flatbed truck for pick-up and transfer of staging, materials, barricades, tables and chairs
4. American and California flags for Showmobile
5. A public address system set up; podium
6. Three tables for registration and distribution of materials--programs
7. 50 VIP chairs set up
8. Any necessary permitting to conduct this event
9. Police support to handle excess traffic load; barricades to close street section of Linda Vista Road between Ulric and Comstock Streets.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-115: (R-87-2049) ADOPTED AS RESOLUTION R-268264

19870504

Authorizing the execution of a first amendment to the agreement with Leedshill-Herkenhoff, Inc. for additional engineering consultant services; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$13,000 from the Deposit Trust Fund 63021 to CIP-11-299, Otay Mesa Drainage Master Plan; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$25,000 from Non-departmental Expenditures-Special Consulting Services, Fund 100, Job Order No. 601651 to CIP-11-299, Otay Mesa Drainage Master Plan; authorizing the expenditure of an amount not to exceed \$38,200 from CIP-11-299, Otay Mesa Drainage Master Plan, for the purpose

of providing funds for the above project.

(See City Manager Report CMR-86-574. Otay Mesa-Nestor Community Area. District-8.)

COMMITTEE ACTION: Reviewed by TLU on 2/9/87. Recommendation to approve the City Manager's recommendation. Districts 1, 6, 7 and 8 voted yea. District 4 not present.

CITY MANAGER REPORT: The engineering firm of Leedshill-Herkenhoff, Inc. was retained in mid 1986 to study the runoff rates of stormwater from Otay Mesa into Mexico in the before and after development conditions and to recommend mitigating measures to insure that flow rates across the border were not increased due to development of the mesa. Leedshill recommended that permanent detention basins be constructed with each development sufficient to insure that peak runoff would not increase for storm flows up to the 50-year frequency flood. Leedshill also recommended that, due to the flat grade of the mesa and the critical hydraulic parameters required for proper drainage, the City provide the design flows and location and grade lines of the major drainage facilities essential to permitting orderly, incremental installation of the ultimate system in this area of indistinct drainage flow patterns. These recommendations were taken to the Transportation and Land Use Committee and unanimously approved on February 9, 1987. Aud. Cert. 8700774.

FILE LOCATION: MEET CCONFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-116: (R-87-2163 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-268265

19870504

Authorizing the City Manager to require the installation of colored, stamped concrete coverings within raised medians in lieu of the current standard of two inches of asphaltic paving; declaring that the policy shall not be applicable in locations where the new construction is limited to 500 linear feet or less; or where the new construction is less than a block in length.

(See City Manager Report CMR-87-67.)

COMMITTEE ACTION: Initiated by TLU on 2/9/87. Recommendation to approve the City Manager's recommendation. Districts 1, 6, 7

and 8 voted yea.

CITY MANAGER REPORT: With the exception of community entrances, the City Engineer currently requires that raised (curb) medians be constructed with two inches of asphaltic concrete. On February 9, 1987 the Transportation and Land Use Committee recommended to Council that these standards be changed such that all roadway medians be constructed with colored, stamped concrete. This new standard would apply to all newly constructed medians, whether they are built with public (CIP) funds or by private funding. However, this requirement would be waived in cases where an already constructed median area is being modified. In these cases the City Engineer would require that the median be constructed consistent with the existing improvements in the project area.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B099-125, D172-195.)

MOTION BY GOTCH TO ADOPT AS AMENDED WITHOUT THE TWO EXEMPTIONS.

Second by Ballesteros. Passed by the following vote:

Wolfsheimer-not present, Cleator-not present, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-117: (R-87-2097) ADOPTED AS RESOLUTION R-268266

19870504

Rescinding the following City Treasurer's Business License Rulings 1 through 5 upon the effective date of Ordinance No. O-16815 (New Series):

Ruling 1 - August 28, 1951	R-103534
Ruling 2 - December 20, 1955	R-130354
Ruling 3 - December 20, 1985	R-130354
Ruling 4 - November 5, 1964	R-181994
Ruling 5 - November 5, 1979	R-250556

CITY MANAGER REPORT: The existing Municipal Code (Chapter III, Article 1, Sections 31.000 - 31.0396) regarding business licenses and license taxes authorizes the City Treasurer to make rules and regulations for the enforcement of the Business Tax Code. These rules and regulations must be approved by resolution of the City Council. There are five rulings which have been approved by the Council. On February 23, 1987, the Council adopted Ordinance O-16815 amending the Business Tax Code. This amendment nullified License Rulings 1-5.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-118: (R-87-2194) ADOPTED AS RESOLUTION R-268267

19870504

Authorizing the execution of a consultant agreement with Jack Pearson, for the purpose of providing professional services to the Committee Against Drug Abuse; amending Section 4 of Resolution R-267727, dated February 17, 1987, to read as follows:

4. That the Auditor and Comptroller be and he is hereby authorized to transfer, at this time, the sum of \$105,000 within the General Fund 100 from the Police Department 11000, Program Element 11010 to Non-Departmental Expense, Committee on Drug Abuse (Department 601, Program Element 60109) for the purpose of consultant expense support and miscellaneous expenses that may be incurred.

CITY MANAGER REPORT: The Mayor and City Council have expressed a strong interest in ensuring that the City of San Diego is doing everything possible to maximize the effectiveness of the fight against drug abuse. To further strengthen the effort, a Committee Against Drug Abuse was formed, comprised of knowledgeable citizens, to examine all facets of the drug problem in San Diego, and to prepare a plan of action for City government that will support the effort to reduce drug abuse. There is a need for a trained and capable consultant to provide the major staff support for this committee. Mr. Jack Pearson, a former San Diego Police Officer, meets the requirements of this position, and was selected in accordance with the Council Policy on consultant selection. For a twelve-month period, the consultant contract is for \$105,000. Costs include: Personnel and non-personnel costs, including contractual secretarial support; office space lease and related supplies and equipment. Funds in the amount of \$25,000 will be available for other expenses incurred by the City in support of the Committee during the 1988 Budget period.

Aud. Cert. 8700642 Rev.

FILE LOCATION: MEET CCONFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by

the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-119: (R-87-2160) ADOPTED AS RESOLUTION R-268268

19870504

Authorizing the execution of an agreement with Coffeen Anderson Fricke and Associates, Inc., for the purpose of providing professional services required to prepare plans and specifications for improving the sound system at San Diego Jack Murphy Stadium; authorizing the expenditure of an amount not to exceed \$38,000 from the San Diego Jack Murphy Stadium Special Operations Reserve Fund (10333) for the above purpose.

(Mission Valley Community Area. District-5.)

CITY MANAGER REPORT: On December 9, 1986, by Ordinance O-16778, the City Council authorized the expenditure of \$125,000 from the San Diego Jack Murphy Stadium Special Operations Reserve Fund for various projects. Due to numerous complaints about the Stadium's sound system, the authorization included \$10,000 for consultant services to perform a study. In accordance with Administrative Regulation 25.70 the firm of Coffeen Anderson Fricke and Associates, Inc. was selected to provide the consultant services. They were one of eight firms submitting proposals and were selected based on their extensive experience designing sound systems for major sports facilities. The study will include: making recommendations on improving the system, preparing plans and specifications for bidding purposes, assisting in evaluating bids and overseeing construction, and testing and balancing the system. The consultant's base fee will be \$35,000 and \$3,000 is available for contingencies. The additional \$28,000 required to fund the study (\$10,000 originally allocated) will be obtained from savings in other projects included in the \$125,000 previously allocated. The savings are the result of Stadium staff, rather than contractors, performing the installation of loge handrails and landscaping projects. At the April 2, 1987, San Diego Stadium Authority Board of Governors meeting the Board unanimously approved entering into the consulting agreement and the reallocation of the \$125,000.

Aud. Cert. 8700854.

FILE LOCATION: MEET CONTFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-120: (R-87-2181) ADOPTED AS RESOLUTION R-268269

19870504

Authorizing the execution of a one-year lease agreement with Mission Bay Marina, commencing April 1, 1987, for 240 square feet of office space for use by the Mission Bay Coordinator, at a first year cost of approximately \$4,320 (\$1.50 per square-foot plus utilities); authorizing the expenditure of an amount not to exceed \$2,000 from Fund/Dept. 100/442, Org. 750, Account 4682, for the above purpose.

(Mission Bay Community Area. District-6.)

CITY MANAGER REPORT: Recently the City Manager appointed Mr. John Leppert as an Assistant who will act as a coordinator for activities in Mission Bay and Balboa Park. It is anticipated that Mr. Leppert will be permanently located in the Park and Recreation Aquatic Headquarters in Quivira Basin in Mission Bay Park upon the completion (estimated to be one year) of an expansion and remodeling of the facility. In the interim, it is necessary for Mr. Leppert to have office space in that area of the park in order to interact with lessees and Park and Recreation personnel.

Three hundred square feet of office space has been located in Mission Bay Marina, which is approximately an eighth of a mile from the Aquatic Headquarters. The lease will be for a one-year term commencing April 1, 1987 (with an option to renew on a month-to-month basis thereafter) at \$360 per month (\$1.50 per square foot). The City will pay all utility costs for the leased premises as well as an initial charge of \$500 for construction of a wall to enclose the space. The City will pay for the space via a monthly rent credit to Mission Bay Marina. Aud. Cert. 8700811.

FILE LOCATION: LEAS Mission Bay Marina LEASFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-121: (R-87-2155) ADOPTED AS RESOLUTION R-268270

19870504

Authorizing the execution of a first amendment to lease agreement with San Diego Trust and Savings Bank, extending the term of the lease to December 31, 1987, for the use by the REGY Program of 12,000 square feet of office space at 1240-48 Martin Luther King Way, at a cost to the City of \$15,900 for six months; authorizing the expenditure of an amount not to exceed \$15,900 from Fund 9197, Org. 6000, Account 4682, Job Order 6001/5000, for the above purpose. (Centre City Community Area. District-8.)

CITY MANAGER REPORT: The present lease expires on June 30, 1987. The lessor (San Diego Trust and Savings Bank) was not able to enter into negotiations for a renewal lease until February. The lessor offered this extension in order to give both the City and the bank sufficient time to negotiate a new lease for the property. Basic terms of the existing lease (as extended) are as follows:

Term: Present thru December 31, 1987

Location: 1240-48 Martin Luther King Way

Rate: \$2,650 per month for approximately 12,000 square feet at .22 cents per square foot (rent has not been increased since 1978)

This office has proven to be an excellent location for the REGY Program.

Aud. Cert. 8700828.

FILE LOCATION: LEAS San Diego Trust and Savings Bank
LEASFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

* ITEM-122: (R-87-2184) ADOPTED AS RESOLUTION R-268271

19870504

Authorizing the execution of an agreement with Howard Needles Tammen and Bergendoff (HNTB) for consultant services related to the completion of the Route 15 Cover and Planning Study; authorizing the expenditure of an amount not to exceed \$35,000 from the above-described

consultant services.

(Mid-City Community Area. District-3.)

CITY MANAGER REPORT: On May 14, 1985, the City of San Diego and the State of California entered into a Freeway Agreement concerning the section of State Route 15 from 0.7 miles north of I-805 to 0.5 miles south of I-8 (40th Street area), which is to be constructed by the State in about 1992. This agreement committed each of the two entities to the provision of one block of cover (a total of two blocks) to be constructed over the freeway as a mitigation measure against negative impacts to the community. The City Council then directed the Manager to retain the services of a consultant to develop design alternatives to enable the construction of additional freeway cover and to identify methods of funding those alternatives. On August 13, 1985, the City retained the services of Howard, Needles, Tammen and Bergendoff (HNTB) to conduct this study. HNTB developed several alternative design proposals; however, implementation of some of the alternatives would require that the State's freeway design be modified. Accordingly, a new analysis of the street and freeway system was determined necessary. On July 7, 1986, City Council authorized the expenditure of funds to have SANDAG complete this analysis. This HNTB contract will pay for that entity to reevaluate the proposed design alternatives based upon the results of the proposed traffic analysis.

Aud. Cert. 8700814.

FILE LOCATION: MEET CCONFY87-1

COUNCIL ACTION: (Tape location: A530-608.)

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-150: (R-87-1574) ADOPTED AS RESOLUTION R-268272

Authorizing the following actions regarding the Foreign Trade Zone Application Amendment:

1. Amending the City's Foreign Trade Zone application to include the De La Fuente Business Park;
2. Accepting the deposit of \$10,000 from Roque De La Fuente;
3. Amending the consultant agreement with Deloitte, Haskins and Sells (DHS);
4. Authorizing the expenditure of the deposited funds in the amount of \$10,000 for consulting services of DHS;
5. Submitting the amendment to the Foreign Trade Zone

- application to the Foreign Trade Zone Board;
6. Declaring the intent of the City Council to obtain Foreign Trade Zone designation for properties beyond City boundaries whenever the affected governmental jurisdiction and the City determine that such designation is in their mutual best interest.

(See City Manager Report CMR-87-69; memorandum to the Mayor from Council Members Cleator, Gotch and Jones dated 3/16/87; memorandum to RULES Committee from Mayor O'Connor dated 3/20/87. Otay Mesa Community Area. District-8.)

COMMITTEE ACTION: Reviewed by RULES on 4/1/87. Recommendation to adopt the City Manager's recommendation. Districts 2, 3, 4 and 6 voted yea. Mayor O'Connor voted nay.

Aud. Cert. 8700622.

FILE LOCATION: MEET CCONFY87-1

COUNCIL ACTION: (Tape location: A465-500, B144-150.)

MOTION BY CLEATOR TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-nay.

ITEM-151:

(Continued from the meeting of April 20, 1987, Item 135, at Council Member Gotch's request, to allow time for him to look at the property.)

Two actions relative to leasing property on Pacific Highway, north of Friars Road:

(See City Manager Report CMR-87-169. Linda Vista Community Area. District-6.)

Subitem-A: (R-87-2064) ADOPTED AS RESOLUTION R-268273

Authorizing the execution of a 55-year lease agreement with Roger S. and Judith R. Benson, for 42,890 square feet of City-owned property located on Pacific Highway north of Friars Road underpass, for the development of an office/industrial building containing 18,300 square feet, at an annual rent of \$50,000 commencing upon completion of development.

Subitem-B: (R-87-2065) ADOPTED AS RESOLUTION R-268274

Certifying that the information contained in Environmental Negative Declaration EMND-86-0899, issued in connection with a lease agreement with Roger S. and Judith R. Benson for City-owned property on Pacific Highway north of Friars

Road underpass, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and that said declaration has been reviewed and considered by the Council.

COMMITTEE ACTION: Reviewed by PFR on 4/8/87. Recommendation to approve the lease agreement with Roger and Judith R. Benson.

Districts 2, 3, 7 and 8 voted yea. District 5 not present.

FILE LOCATION: LEAS Roger S. and Judith R. Benson
LEASFY87-1

COUNCIL ACTION: (Tape location: B150-155.)

MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-not present, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-152: (R-87-2145) ADOPTED AS RESOLUTION R-268275

Authorizing the City Manager to negotiate with those towing companies which performed police towing services within the City of San Diego under contracts expiring April 7, 1987 and to amend those contracts to extend the expiration dates to December 31, 1987; increasing the rates and charges for police towing services rendered by the contracting towing companies as set forth in the schedule of fees, shown as attachment to City Manager Report CMR-87-30; authorizing the City Manager to develop and issue a request for proposals for future police towing services within the City limits.

(See City Manager Report CMR-87-30.)

COMMITTEE ACTION: Reviewed by PSS on 1/21/87. Recommendation to accept the City Manager's recommendation. Districts 3, 4 and 7 voted yea. Districts 1 and 2 not present.

CITY MANAGER REPORT: On January 21, 1987, the Public Services and Safety Committee approved the following recommendations of the City Manager regarding Police initiated tow contracts:

1. Authorize an immediate rate increase for Police towing contractors.
See current and proposed towing rates in CMR-87-30.
2. Extend the expiration date of the current Police towing contract.
3. The Manager should develop an RFP process to replace current methods of contracting with towing companies.

Council resolutions are necessary to implement these recommendations.

FILE LOCATION: MEET CONFY87-1

COUNCIL ACTION: (Tape location: B156-187.)

MOTION BY McCARTY TO ADOPT AND DIRECT THE CITY MANAGER TO MAKE A PROVISION FOR COMPANIES ON THE ROADWAY TO STOP AND RENDER AID OR RADIO FOR ASSISTANCE FOR ABANDONED VEHICLES AND TO REPORT BACK TO COUNCIL ON ALL THE NEGOTIATIONS WITH THE TOWING COMPANIES.

Second by Cleator. Passed by the following vote:

Wolfsheimer-not present, Cleator-yea, McColl-not present,
Jones-not present, Struiksmay-yea, Gotch-yea, McCarty-yea,
Ballesteros-yea, Mayor O'Connor-yea.

ITEM-200:

Two actions relative to the Uptown Emergency Ordinance:
(Uptown Community Area. District-8.)

19870504

Subitem-A: (O-87-198 Rev.1) INTRODUCED AND ADOPTED AS AMENDED
AS ORDINANCE O-16855 (New Series)

Introduction and adoption of an Emergency Ordinance
limiting the issuance of demolition permits, building
permits and commencement of construction in portions of
Uptown for a period of one year.

Subitem-B: (R-87-2197) ADOPTED AS RESOLUTION R-268276

Adoption of a Resolution authorizing the addition of one
(1.0) Associate Planner position utilizing salary savings
in the current fiscal year; directing the Planning
Department to include during City Council review of this
Fiscal Year 1987-88 budget a supplemental request for one
(1.0) Associate Planner for the administration of the
Uptown Interim Ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B189-C639.)

MOTION BY BALLESTEROS TO AMEND THE ORDINANCE TO ADD TO SECTION 7 THE LANGUAGE BY ATTORNEYS PETERSON, THELAN & PRICE, SUBMITTED BY REBECCA MICHAELS, TO INCLUDE HILLSIDE REVIEW PERMITS APPROVED UNDER THE PROVISIONS OF THE UPDATED OPEN SPACE ELEMENT OF THE COMMUNITY PLAN APPROVED NOVEMBER, 1985, AND TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT THE ORDINANCE FOR SUBITEM-A AND ADOPT SUBITEM-B. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-201: (R-87-2004) ADOPTED AS RESOLUTION R-268277

Awarding a contract to Hawthorne Machinery Co. for a lease of up to eight tractor bulldozers, as may be required for a period of one year beginning July 1, 1987 through June 30, 1988, for a total estimated cost of \$904,500, including tax, for the first year for 8 dozers, with options to renew the contract for four additional one-year periods.
(BID-7931)

FILE LOCATION: MEET CONTFY87-1

COUNCIL ACTION: (Tape location: D056-071.)

MOTION BY GOTCH TO ADOPT. Second by Ballesteros. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, Jones-not present, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-202: (R-87-2034) ADOPTED AS RESOLUTION R-268278

(Continued from the meeting of April 20, 1987, Item 120, at Council Member Gotch's request, to allow time for him to go and look at the property.)

Resolution of Intention to proceed under the provisions of the Public Streets, Highways, and Service Easements Vacation Law, to vacate the alley within Block 209 of Mission Beach, Map-1809, bounded by Bayside Lane, Bayside Walk, Seagirt Court and Sunset Court.
(Mission Beach Community Area. District-6.)

FILE LOCATION: STRT J-2647

COUNCIL ACTION: (Tape location: D071-081.)

MOTION BY GOTCH TO ADOPT. Second by Struiksmay. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, Jones-not present, Struiksmay-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-203: (R-87-2138) ADOPTED AS RESOLUTION R-268279

Authorizing the City Manager to proceed with implementation of staff recommendations for the Barrio Educational Cultural Complex, as outlined in Attachment B to City Manager Report CMR-86-325; including initiation of Phase II (facility master plan) of the BECA study with the exceptions that: a) The Library Commission is to review the issue of relocation of the Logan Heights Library; b) The City Manager is to study the issue of turfing of the Lowell School site; and c) The City Manager is to provide

coordination related to child care services within the scope of Council Policy 300-12; authorizing the City Manager to extend the term of the agreement among the City, the San Diego College District and the San Diego Unified School District to December 31, 1988, for the purpose of funding Phase II of the BECA study, development of the Harborview Master Plan.

(See City Manager Report CMR-86-325. Barrio Logan Community Area. District-8.)

CITY MANAGER REPORT: On November 12, 1986, the Public Facilities and Recreation Committee approved the staff recommendations for implementation of the BECA project as contained in Attachment B to City Manager Report CMR-86-325. At the same time, the Committee directed the Manager to return at a later date to respond to concerns raised by the Chicano Federation. Three issues raised by the Federation remain unresolved and are under review by appropriate City departments. The Library Commission is reviewing the issue of the relocation of the Logan Heights Library; the Park and Recreation Department is studying turfing at the Lowell Elementary School site; and the Community Services Administrator is providing information on child care within the scope of Council Policy 300-12. Staff and the Chicano Federation agree that each of the three issues outlined above can proceed independently of the other recommendations included in CMR-86-325. Therefore, in the interest of expediting the recommendations on which agreement has been reached, including completion of a site master plan for expansion of the Community College Harborview facility, staff and the Federation recommend that the staff recommendations included as Attachment B to CMR-86-325 be approved with the exceptions noted above and that Phase II (Facility Master Plan) of the BECA study be initiated.

FILE LOCATION: MEET CONTFY87-1

COUNCIL ACTION: (Tape location: D082-172.)

MOTION BY BALLESTEROS TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea, McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

ITEM-S400: (R-87-2209) ADOPTED AS RESOLUTION R-268280

Authorizing the City Manager to allocate Community Development Block Grant Program Income to the Gaslamp Quarter Council; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$80,000

from Fund 18523, Dept. 5633, Org. 3312 (Barrio Latin Quarter) to Fund 18523, Dept. 5636, Org. 3604 (Golden Hill Community Coordinator); authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$90,000 from Fund 18523, Dept. 5633, Org. 3312 (Barrio Latin Quarter) to Fund 18523, Dept. 5634, Org. 3402 (Casa Familiar).

(See memorandum from Councilmember Ballesteros dated 3/6/87.)

COMMITTEE ACTION: Reviewed by PSS on 4/1/87. Recommendation to approve transfers to Golden Hill Coordinator and Casa Familiar and forward the request for transfer of funds for the Gaslamp Quarter to the City Council without recommendation. Districts 1, 3 and 4 voted yea. Districts 2 and 7 not present.

CITY MANAGER REPORT: In a memo dated March 6, 1987 to the Public Services and Safety Chairwoman McColl, Councilmember Ballesteros requested the transfer of \$80,000 and \$90,000 from the 1987 Community Development Block Grant Barrio Latin Quarter project to the Golden Hill Coordinator and Casa Familiar projects respectively. Also in the memo was a request to utilize available Community Development Block Grant Program Income to fund the Gaslamp Quarter Council in the amount of \$265,000. On April 1, 1987 the Public Services and Safety Committee approved the transfer of funds from the Barrio Latin Quarter project to the two above mentioned projects. Today's action on these projects would involve full Council approval of this transfer. The actual agreements indicating the services to be provided would be brought back to the Council at a later date. It should be noted that the City Attorney has advised staff that any agreement with Casa Familiar may be subject to a competitive bidding process. We are presently looking into this matter and will have it resolved prior to bringing the agreement to the Council. On the issue of the use of Community Development Block Grant Program Income to fund the Gaslamp Quarter Council, the Committee forwarded this matter to the Council without a recommendation. The stated action for this item is the basis for Council discussion. Funds are available from Community Development Block Grant Program Income and since these monies will come back to the City through the flow of tax increment, the Manager would recommend that the funds be allocated to the Gaslamp Quarter Council.

Aud. Cert. 8700862.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D040-056.)

MOTION BY BALLESTEROS TO ADOPT. Second by Struiksma. Passed by

the following vote: Wolfsheimer-yea, Cleator-not present,
McColl-not present, Jones-not present, Struiksma-yea, Gotch-yea,
McCarty-yea, Ballesteros-yea, Mayor O'Connor-yea.

NON DOCKET ITEMS:

None.

PUBLIC COMMENTS:

ITEM-PC-1: REFERRED TO THE CITY MANAGER

Deborah Clift of Ozone Systems Inc. requesting to
demonstrate a method of water recycling.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D200-230.)

BY COMMON CONSENT REFERRED TO THE CITY MANAGER.

ITEM-PC-2:

Sylvia Hermanson for an announcement of a public meeting to
explore innovative ideas.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D201-240.)

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 4:24 p.m. to
meet in Closed Session at 9:30 a.m., Tuesday, May 5, 1987
on meet and confer issues and a personnel matter.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: D266).